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Name (Print/Type)	Margherita M. Badalamenti	Fax # (if faxed)	(703) 872-9306
Signature	<i>Margherita M. Badalamenti</i>	Date	<i>September 25, 2003</i>

Attorney Docket No. 105557

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No. : 09/899,767  
 Applicant : Thomas E. Mallouk et al.  
 Filed : July 5, 2001  
 Title : METHOD OF SCREENING COMPOSITIONS FOR ELECTROCATALYTIC ACTIVITY IN A GAS DIFFUSION ELECTRODE



TC/A.U. : 1639  
 Examiner : Devon R. Byrd  
 Docket No. : 105557

**RESPONSE TO THE NOTICE OF NON-COMPLIANT AMENDMENT**

Mail Stop Non-Fee Amendment  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

This communication is in response to the Notice of Non-Compliant Amendment mailed to applicants on September 17, 2003. Applicants believe they have received the Notice of Non-Compliant Amendment in error. The Notice states that the amendments have not been provided with the proper status identifier and specifically Claims 1, 3, 13, and 25 are highlighted as requiring the Status Identifier "currently amended" and not "original". Applicants believe that they have received this notice in error since in the request for reconsideration dated August 20, 2003 the only amendment applicants made to the claims were to cancel Claims 17-32 in response to a restriction requirement.

Claims 1, 3, and 13 which were indicated as non-compliant were in fact not amended and

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Reply to Office action of September 17, 2003  
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thus "original" claims. Claim 25 also indicated as non-compliant was cancelled. In summary, each claim was provided with the proper status identifier in the request for reconsideration of August 20, 2003.

In summary, in light of this clarification applicants request that the August 20, 2003 request for reconsideration be considered as compliant and the Notice of Non-Compliant Amendment be withdrawn.

Respectfully submitted,

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

		Application Number	09/899,787
		Filing Date	July 5, 2001
		First Named Inventor	Thomas Mallouk et al
		Art Unit	1639
		Examiner Name	Devon R. Byrd
Total Number of Pages in This Submission	3	Attorney Docket Number	105557

**ENCLOSURES (Check all that apply)**

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to a Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		Remarks
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

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**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual	UOP LLC
Signature	<i>Margherita Badalamenti</i>
Date	September 25, 2003

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Typed or printed	Margherita Badalamenti
Signature	<i>Margherita Badalamenti</i>
Date	September 25, 2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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